

CLASSIFICATION OFFICE DECISION

Title of publication:

a37n40o5c60cwwos16808360_10209603674982516_2143081759_n.jpg

Other known title(s):

Not stated

OFLC ref:

1700598.003

Medium:

Computer Image File

Publisher:

Not stated

Country of origin:

Not stated

Language:

Not applicable

Applicant:

Commissioner of Police

Classification:

Objectionable.

Descriptive note:

None

Display conditions:

None

Date of entry in Register:

08 December 2017

Date of direction to issue a label:

No direction to issue a label has been issued

Date of notice of decision:

08 December 2017

Summary of reasons for decision:

The computer image file is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 because it promotes and supports the exploitation of children for sexual purposes. It is a sexualised image of a prepubescent girl in a bath. There is no credible alternative reading of the image other than it is intended for the sexual arousal of persons with a sexual interest in children, and it supports the notion that children are legitimate subjects for adult sexual arousal. The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention. The classification is also a reasonable limitation on the freedom of expression, reflecting the concern of New Zealand society to limit the availability of publications that promote and support the exploitation of children for sexual purposes.